Kansas Department of Agriculture Division of Water Resources

CHANGE: P/D WORKSHEET

1. File Number:	2. Status Change Date:	3. Change Num:	4. Field Office:	5. GMD:
44748		C1	4	3
6. Status: ☐ Approved ☐ Deni	ed by DWR/GMD	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change:
	t-			2/17/2020
8a. Applicant(s) New to system ☐	Person ID 12421 Add Seq#	8c. Landowne		Person IDAdd Seq#
GARY & VIRGINIA MOST PO BOX 309 HUGOTON, KS 67951	ROM			
	3, 3,			
8b. Landowner(s) New to system □	Person IDAdd Seq#	8d. WUC New to sys	stem 🗌	Person IDAdd Seq#
8a		8a		
9. Documents and Enclosure(s): 🛛 DV	/R Meter(s) Date to Compl	y: 12/31/2020	N & P Date to C	omply:12/31/2021
☐ Anti-Reverse Meter ☐ Meter S	Seal	⊠ N & P Form	⊠ Water Tube	ler Copy X H & E Letter
☐ Conservation Plan Date Require	ed: Da	te Approved:	Date to C	comply:
10. Use Made of Water From:		To: _	*	
			Date Prepared: 2/18/20 Date Entered:	20 ву: АМ Ву:

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Garden City Field Office 4532 W. Jones, Suite B Garden City, KS 67846



Phone: 620-276-2901 Fax: 620-276-9315 www.agriculture.ks.gov

Mike Beam, Secretary

Laura Kelly, Governor

February 18, 2020

GARY & VIRGINIA MOSTROM PO BOX 309 HUGOTON, KS 67951

RE: Water Right, File Nos. 44748 & 44785

Dear Sir or Madam:

Enclosed are the orders executed by the designee of the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the above referenced file numbers.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in these approvals for change. A condition of these approvals is that an acceptable water flow meter must be installed on the diversion works authorized under the referenced file numbers and meet current specifications. Please return the required notification of completion of the diversion works and installation of the required meter as soon as these actions are completed.

Since the orders modify the original documents referred to above, it should be recorded with the Register of Deeds as other instruments affecting real estate.

Should you have any questions, please feel free contact this office. If you would prefer, you could arrange an appointment for additional assistance.

Sincerely,

Austin J. McColloch

Assistant Water Commissioner

AM: enclosures

pc: Jack & Lillie Willis

GROUNDWATER MANAGEMENT DISTRICT NO. 3

CERTIFICATE OF SERVICE

On this 18th day of February, 2020, I hereby certify that the foregoing Approval of Application for Change in Point of Diversion, Water Right, File Nos. 44,748 and 44,785 dated 18th day of February, 2020 was mailed postage prepaid, first class, US mail to the following:

GARY & VIRGINIA MOSTROM PO BOX 309 HUGOTON, KS 67951

Pc:

JACK L & LILLIE M WILLIS 101 S JEFFERSON HUGOTON, KS 67951

GROUNDWATER MANAGEMENT DISTRICT NO. 3

Division of Water Resources Staff

Submit completed application to: Kansas Department of Agriculture Division of Water Resources Field Office for your area. Call for address:

Topeka -- (785) 296-5733 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 http://agriculture.ks.gov/dwr

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR THE POINT OF DIVERSION



STATE OF KANSAS

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended.

Fee Schedule is on the third page of this application form.

Paragraph Nos. 1, 2, 3 & 5 must be completed. Complete all other applicable portions. If change in point of diversion is greater than 100 feet, or if place of use will be changed, include a topographic map or detailed plat showing the authorized and proposed point(s) of diversion and/or place of use

						F	File No	. <u>4474</u>	18									1	17 2020
A	pplicati	ion is he	ereby n	nade f	or app	roval o	of the C	Chief E	ngine	er to ch	nange t	the (ch	eck or	ne or b	oth):			Garden (City Field Offic
						□Р	lace o	f Use			Point	of Dive	ersion				DIVI	SION OF	WATER RESOU
u	nder th	e water	right v	vhich is	s the s	ubject	of this	applic	ation i	n acco	rdance	e with t	the cor	ndition	s desc	ribed t	pelow.		
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5.	Presently authoriz	A STATE OF THE PARTY OF THE PAR					
					Quarter of the		
	of Section	4	, Township	34S	South, Range	37W	(E/W),
	in SV	Co	unty, Kansas, <u>50</u>	feet North _	5087 feet West of	Southeast corn	er of section.
	Authorized Rate		Authorized Quantity		Depth of well	(fe	eet)
	(DWR use only: C	omputer ID	No. 2 G	PS	feet North	feet W	lest)
					No change, point better		
	Proposed point of	diversion:	(Complete only if chan	ge is requeste	ed or if existing point is	better describ	ped by GPS)
	One in the	SW	Quarter of the	SW	Quarter of the	SW	Quarter
	of Section	4	, Township	34S	South, Range	37W	(E/W),
					5044 feet West of		
					Proposed well depth		
	This point is:	ditional Wel	☐ Geo Center List	other water rigi	hts that will use this point	44785	
6.	Presently authoriz	ed point of	diversion:				
0.					Quarter of the		Quarter
	of Section	Strature of the second second second	Township		South Range		(F/M)
	in	Col	unty Kansas	feet North	South, Range feet West of	Southeast com	er of section
	Authorized Rate	00	Authorized Quantity	1000 11010111_	Depth of well	(fe	eet)
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10.	If the point of diversi	on is a well:					=
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				F			
12.	Assisted by AM/GCF	-0		- 300	200 100 0	100 200	300
12-	If the proposed point	of diversion	will be relocated more than		South		
136	feet but within 2,640	feet of the ex	isting point of diversion, a	ttach 13b. If the	proposed point of diversion	n will be relocate	ed <u>within 300 feet</u>
	a topographic map	or aerial ph	notograph. For groundy	vater of th	e existing point of divers	ion, indicate its	location on the
	of the proposed poi	nt of diversio	domestic) within one-half n and the names and ma	ailing diver	ram shown above in resion. (PLEASE NOTE:	The "X" in ce	nter of diagram
	addresses of the ow	ners. For su	rface water sources, show	w the above	re represents the pro-	esently author	rized point of
	downstream and or	ne-half mile	landowner(s) one-half upstream from your pro	perty dive	rsion.)		

lines

14. II	the proposed groundwater point of diversion is 300 or fewer feet	from the existing point of diversion, complete the following:
(8	a) Does the undersigned represent all owners of the currently au ⊠ Yes □ No (If no, all owners must sign this ap	
(t	 Will the ownership interest of any owner of the currently auth affected if this application is approved as requested? Yes No (If yes, all owners must sign this application) 	norized place(s) of use identified in this application be adversely oplication.)
(0	lf this application is not approved expeditiously, will there be s ✓ Yes ☐ No (If no, all owners must sign this applications)	
or a cl	application proposes a surface water change in point of diversion hange in place of use, the application must be signed by all owner (attach notarized statement authorizing representation).	, a groundwater change in point of diversion greater than 300 feet, ers of the currently authorized place of use, or their duly authorized
age a	and the owner, the spouse of the owner, or a duly author	rmation and under penalty of perjury, that I am of lawful orized agent of the owner(s) to make this application on pplication pertains. I further verify that the statements
		is 13 day of February , 20 20.
	Sary Markon	Vilginia Mastrono (Spouse)
_6	PARY MOST TO M (Please Print)	Ving Mostrom (Please Print)
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	(Owner)	(Spouse)
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	of Kansas y of Stevens.	
of	ereby certify that the foregoing application was signed in KIM CHAMBERI NOTARY PUBLIC, STATE My Appl. Exp. /~//	OF KANSAR Im Change Co:
		all of the applicable portions of the application form must be completed with appropriate owners' must be affixed to the application and notarized; and
	propriate fee must be paid.	
	application to change the place of use or the point of diversion un the schedule below: Make checks payable to: Kansas Depart (1) Application to change a point of diversion 300 feet or less. (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	der this section shall be accompanied by the application fee set ment of Agriculture\$100 eet\$200

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

This Summary Order is issued under authority of K.S.A. 82a-708b, as amended, and K.A.R. 5-5-1, et seq. and other applicable provisions of the Kansas Water Appropriation Law, K.S.A. 82a-701 et. seq., and rules and regulations promulgated thereunder, With the exception of those conditions expressly contained herein, this Summary Order does not change the terms, conditions and limitations of File No. limitations of File No. A change application was received on requesting that the place of use and / or point of diversion authorized under the above-referenced file number be changed as described in the application. On and after the effective date of this summary order, the authorized place(s) of use shall be located substantially as shown on the topographic map accompanying the application to change the place of use. ☑ Not Applicable ☐ Applicable The change in point of diversion shall not impair existing rights and shall be limited to the same source or sources of water as The point(s) of diversion described herein is administratively corrected to be more accurately described using the Global Positioning System (GPS), as described in the application. ☐ Applicable ☒ Not Applicable The point(s) of diversion authorized herein shall not actually be located more than authorized point(s) of diversion. Applicable \(\bigcap \) Not Applicable 5. feet from the previously As required by K.A.R. 5-3-5d, if the works for diversion is a well with a diversion rate of 100 gallons per minute or more, a tube or other device suitable for making water level measurements shall be installed, operated and maintained in accordance with K.A.R. 5-6-13. M Applicable ☐ Not Applicable 8. Installation of the works for diversion of water shall be completed on or before December 31, 20 20, or within any authorized extension of time. By March 1, 20 ____ the applicant shall notify the Chief Engineer that construction of the works for diversion has been completed, on the form provided by the Chief Engineer, as required by K.A.R. 5-8-4e. Applicable ☐ Not Applicable 9. The completed well log shall be submitted with the required notice. Applicable ☐ Not Applicable 10. All diversion works into which any type of chemical or other foreign substance will be injected into the water shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The check valve(s) shall be installed, operated and maintained in accordance with K.A.R. 5-3-5c. 🔀 Applicable 🔲 Not Applicable 11. Additional Conditions are attached. X No Yes 12. In accordance with K.S.A. 82a-708a, as amended, and K.A.R. 5-5-14, all of the owners of the authorized place(s) of use of water appropriated under the above-referenced file number are responsible for compliance with its terms, conditions and limitations, as amended and/or supplemented by this Summary Order, and with applicable provisions of the Kansas Water Appropriation Law and the Rules and Regulations promulgated thereunder. Failure to comply with these provisions may result in civil penalties pursuant to K.S.A. 82a-737, as amended, and/or the suspension or revocation and dismissal of the water or appropriation right or any other enforcement actions authorized by law. FOR OFFICE USE ONLY **Administrative Appeal and Effective Date of Order** APPLICATION APPROVED AND If you are aggrieved by this order, pursuant to K.S.A. 82a-1901, SUMMARY ORDER ISSUED you may request an evidentiary hearing before the Chief Engineer or request administrative review by the Secretary of Agriculture. A request for hearing by the Chief Engineer must be filed within 15 days of service of this Order and a request for Duly Authorized Designee of the Chief Engineer administrative review by the Secretary must be filed within **30** days pursuant to K.S.A. 77-531. Any request for administrative review must state a basis for review pursuant to K.S.A. 77-527. (Print Name): Division of Water Resources - Kansas Department of Agriculture File any request with Kansas Department of Agriculture, Legal Division, 1320 Research Park Drive, Manhattan, KS Date of Issuance: 66502. Failure to timely request a hearing or review may preclude review under the Kansas Judicial Review Act. State of Kansas SS For Use by Register of Deeds before me on Signature: Notary Public JULIE JONES My commission expires: My Appointment Expires

(Notabecental) 15, 2022

File No. 44748

Elite Irrigation & Drilling Inc

Po box 261 Turpin, OK 73950

Test Hole Drilling Log

Date: 01/31/2020

Driller: Brady Palmer

Test #: 1

Range: R37W

E-Logg: No

Phone: 620-544-9657

Customer: Gary Monstrum

P.O. Box 309

Hugaton, KS, 67951

County: Stevens

Quarter: SW SW SW SW Section: 4

GPS Location: 37.1121, -101.3561

Total Pay: 170

Total Depth: 620

Description of Strata from the surface down.

(example: 3-50, 47. Sand; Footage is from 3-50 feet, pay = 47. Sand is the strata description.)

Township: T34S

0-4: Top Soil

4-11: Sand

11-43: Clay

43-118: Fine Sand

118-191, 11: Medium to coarse sand mix

191-240, 2: Sand stone, clay mix

240-338, 74: Medium sand with clay strips

338-372: Clay

372-391, 14: Fine sand w/ blue shale strips

391-549: Blue shale

549-618, 69: Medium to coarse sand

618-620: Red bed